

**TOWN COUNCIL
REGULAR MEETING
MAY 15, 1996
7:00 P.M.**

1. PLEDGE OF ALLEGIANCE

The meeting was called to order at 7:03 p.m. by Mayor Venis and was followed by the Pledge of Allegiance.

2. ROLL CALL

Present were Mayor Venis, Vice-Mayor Cox and Councilmembers Bush, Kiar and Santini. Also present were Town Administrator Flatley, Town Attorney Webber, and Town Clerk Reinfeld recording the meeting.

3. PRESENTATIONS

Service Awards

3.1 Marjorie Jozwiak, Police Officer - Fifteen Years
Officer Jozwiak was not present.

To Council

3.2 Memorial Day Events - Boy Scouts
An unidentified man advised of the upcoming Memorial Day events.

3.3 St. David Girl Scout Troop 517

An unidentified woman acknowledged Council and the Community Services Department for helping the Troop attain its goal of traveling to Savannah, Georgia which was the birthplace of the founder of Girl Scouts. A plaque was presented to Community Services Supervisor Bonnie Stafiej and letters of appreciation were presented for the personnel files of Ms. Stafiej and Recreation Leader Ann Romano. A plaque was also presented to Council.

3.4 Seahawk After School Program

An unidentified man (Dr. Glen Rose, Provost of Broward Community College) thanked Council for its support. Braulio Rosa reported on the After School Program and thanked all those involved. Dr. Tom Ryan discussed the scholarships and funding that were received.

From Council

3.5 "Hoop It Up" Basketball Tournament

Mayor Venis recognized individuals from the Town's Teen Sports Program who recently competed in the "Hoop-It-Up" Basketball Tournament held in Hialeah. He advised that one team received a third place finish in their respective division. Certificates were provided to Steven Lee Cavendish, Joseph Mathias, Albert Graziano, Matio Cooper, Gary Hudson, Kazi Lundy, and John Johnson.

Sharon Pierce-Kent, Director of Community Services, introduced Recreation Leader James Merrill who was in charge of the Town's Teen Program at Western High School. Mr. Merrill thanked Council for its support.

3.6 Jay Stahl, Davie Water Advisory Committee - March 1993 to April 1996
Mayor Venis presented Mr. Stahl with a Certificate of Appreciation.

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4. OCCUPATIONAL LICENSES

Home Occupational License

4.1 Signature Interiors, 13101 SW 14 Place (tabled from May 1, 1996)

John Gillan, representing the applicant, was present. He confirmed that the request was for mail and phone use only.

Councilmember Santini made a motion, seconded by Vice-Mayor Cox, to approve. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - yes; Councilmember Kiar - yes; and Councilmember Santini - yes. (Motion carried 5-0)

Seasonal Sales - Fireworks - Waiver of Permit Fees

4.2 Davie Merchants & Industrial Association, 4420 SW 64 Avenue (location: southeast corner of Davie Road Extension and University Drive; June 20 - July 5, 1996)

Grant Marant, representing the applicant, was present.

Councilmember Kiar made a motion, seconded by Councilmember Santini, to approve with a waiver. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - yes; Councilmember Kiar - yes; and Councilmember Santini - yes. (Motion carried 5-0)

Ms. Stafiej advised of the upcoming events: Memorial Day events and 5 Star Rodeo (May 24-25, 1996).

Mayor Venis advised that the applicant for items 7.7 and 8.1 needed to make an announcement.

Richard Rubin, representing the applicant, advised that the applicant had met with the residents to discuss their concerns. He requested a tabling of these items to June 19th which would provide sufficient time to meet with professionals on a geological assessment.

Councilmember Bush made a motion, seconded by Councilmember Santini, to table items 7.7 and 8.1 to June 19, 1996. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - yes; Councilmember Kiar - yes; and Councilmember Santini - yes. (Motion carried 5-0)

5. COUNCILMEMBER COMMENTS

COUNCILMEMBER BUSH

NOVA SOUTHEASTERN. Councilmember Bush stated that he attended the groundbreaking of Nova Southeastern University's new 23,000 square foot sports center.
EMERGENCY ASSISTANCE SERVICE EFFORT GOLF TOURNAMENT. Councilmember Bush stated that he participated in the golf tournament on May 10th. He advised that this tournament provided funds to assist residents and he hoped the Town would continue its support.

OPEN SPACE. Councilmember Bush stated that he and Development Services Director Michele Mellgren had met with residents regarding the land use plan amendment (item 7.7). He indicated that there were numerous problems and suggested that the Open Space Program may be an alternative solution. Councilmember Bush requested that staff be directed to see if this area was a viable consideration for the Open Space Program and asked that a report be given at the next meeting.

HABITAT FOR HUMANITY. Councilmember Bush stated that he attended a preview

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of the Habitat homes in the Driftwood area.

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DAVIE/COOPER CITY CHAMBER OF COMMERCE. Councilmember Bush stated that most of Council attended the Chamber breakfast which featured Florida Lieutenant Governor MacKay as the speaker.

VETERAN'S PARK. Councilmember Bush stated that he had discovered some vandalism in Veteran's Park along L Lake. He asked that the tables be anchored in the proper place and requested that the Police Department patrol this area.

61ST AVENUE. Councilmember Bush stated that the landscaping along 61st Avenue was becoming deteriorated and asked that this be investigated.

14TH STREET. Councilmember Bush stated that he had received inquiries on the 14th Street overpass and the widening to four lanes. Assistant Town Administrator Robert Rawls advised that he had contacted Broward County and had not found any programs for these improvements. He indicated that a formal request would be made to the County asking for confirmation on future plans. Councilmember Bush asked that a report be provided at the next meeting.

VICE-MAYOR COX

ROBBINS PROPERTY. Vice-Mayor Cox stated that the perimeter equestrian and walking trail had been opened on the Robbins property.

COUNCILMEMBER SANTINI

DAVIE/COOPER CITY CHAMBER OF COMMERCE. Councilmember Santini advised that there was a Governor's Commission on Sustainable South Florida which realized that South Florida was in trouble because of the number of people, water supplies and drainage. She advised that Silver Ridge Elementary School brought in students to discuss recycling.

Councilmember Santini stated that development was trying to be curbed in the west and the State of Florida was either going to require developments to build upwards or the State would buy the property so that no one could build.

NOVA SOUTHEASTERN. Councilmember Santini stated that a Miami Dolphin helmet would be painted on the top of the sports complex.

UNIVERSITY DRIVE AND 30TH STREET. Councilmember Santini stated that there were no left turn signals at the intersection of University Drive and 30th Street and asked Mr. Rawls to check with the County on this matter.

FUNDRAISER. Councilmember Santini stated that a fundraiser for research of a rare disorder such as that of Pat Grimson's granddaughter was being held on May 18th.

Mayor Venis advised that Ms. Grimson needed 10 tables and 50 chairs and asked if the Town could help. Mr. Flatley replied affirmatively.

COUNCILMEMBER KIAR

MOTHER'S DAY. Councilmember Kiar hoped everyone had a happy Mother's Day.

"DIRTY" HARRY VENIS. Councilmember Kiar stated that Mayor Venis won his wrestling match and advised that "Ram Man" challenged Mayor Venis to a match on October 12th.

GAS PRICES. Councilmember Kiar discussed gas prices.

MEMORIAL DAY. Councilmember Kiar stated that Memorial Day was a significant day and asked that those men and women who made sacrifices be remembered.

FOREST RIDGE COMMUNITY DAY. Councilmember Kiar stated that the Community Day was scheduled for May 18th.

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VALUJET CRASH. Councilmember Kiar asked that the families of the victims be kept in everyone's prayers.

MAYOR VENIS

WRESTLING MATCH. Mayor Venis thanked all the volunteers who helped the Police Athletic League (P.A.L.) during the events and congratulated PAL Director Renae Griggs. He indicated that this event grossed \$9,000 to \$10,000 and all the money went to the P.A.L.

UPDATES. Mayor Venis asked for an update on the signs at Hawkes Bluff Avenue. Mr. Rawls responded that signs would be placed in the Huntridge area and from Dykes Road to the school.

Mayor Venis stated that several months ago, he had requested a streetlight at 136th Avenue and Appalachian Trail and advised that he had received a petition from the residents regarding this light. He asked that this request be followed up on and a report provided at the next meeting.

Mayor Venis asked that a report be given at the next meeting on the status of the flashing yellow light in Shenandoah Park.

Councilmember Kiar stated that stop signs were at the entrance of Appalachian Trail however, the signs were in front of the bike path. He asked Mr. Rawls to investigate this matter.

TRUCK TRAFFIC. Mayor Venis thanked Police Chief Jack Mackie on the quick response to the dump truck traffic on 136th Avenue. He advised that this traffic had been rerouted.

TRI-PARTY BLASTING AGREEMENT. Mayor Venis stated that he would be meeting with Mr. Flatley and Pembroke Pines City Manager Charlie Dodge to discuss the tri-party blasting agreement. He advised that he would provide an update at the next Council meeting.

LIBRARY. Mayor Venis stated that a letter had been sent to Broward County Commissioner Gerry Thompson requesting \$310,000 for funds for the new library. He indicated that this request would be scheduled for the County's July public hearing.

HOMELESS SHELTER. Judy Paul advised that the western residents were concerned with the location of the possible site for the County's homeless shelter. She read a letter from Broward County Commissioner Suzanne Gunzberger who doubted that the site would meet the County's criteria. She was happy with the quick response and asked other residents to send opposition letters.

Mayor Venis indicated that item 7.3 needed to be tabled to July 17, 1996.

Councilmember Bush made a motion, seconded by Councilmember Kiar, to table item 7.3 to July 17, 1996. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - yes; Councilmember Kiar - yes; and Councilmember Santini - yes. (Motion carried 5-0)

Mayor Venis advised that items 7.4 and 7.6 needed to be tabled to June 5, 1996.

Councilmember Santini made a motion, seconded by Councilmember Kiar, to table items 7.4 and 7.6 [to June 5, 1996]. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - yes; Councilmember Kiar - yes; and Councilmember Santini - yes. (Motion carried 5-0)

Mayor Venis indicated that staff had requested that item 6.8 be withdrawn.

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6. CONSENT AGENDA

Minutes

6.1 May 1, 1996 - Regular Meeting

Proclamation

6.2 Hurricane Awareness Month - June 1996

Parade Permit

6.3 Scoutmasters Camporee Committee - May 27, 1996 (9:00 a.m. to 11:00 a.m.)

Resolutions

6.4 SUBDIVISION PLAT - A RESOLUTION OF THE TOWN OF DAVIE,

R-96-150 FLORIDA, APPROVING A SUBDIVISION PLAT AND AUTHORIZING THE MAYOR AND TOWN CLERK TO ACKNOWLEDGE SUCH APPROVAL BY AFFIXING THE MAYOR'S SIGNATURE AND THE TOWN SEAL TO SUCH PLAT; AND PROVIDING AN EFFECTIVE DATE. (P 2-1-95, Orangewood Farms, SW 118 Avenue, approximately 500 feet south of SW 17 Court) (tabled from May 1, 1996) *Planning and Zoning Division denied; Planning and Zoning Board denied*

6.5 LAW ENFORCEMENT TRUST FUND EXPENDITURE - A RESOLUTION

R-96-151 OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING SUPPLEMENTAL FUNDING FROM THE LAW ENFORCEMENT TRUST FUND ACCOUNT FOR THE DAVIE EXPLORERS POST TO ATTEND EXPLORER STATE COMPETITION. (\$3,000)

6.6 ARENA CONTRACT - A RESOLUTION OF THE TOWN OF DAVIE,

R-96-152 FLORIDA, AUTHORIZING THE TOWN OF DAVIE TO ENTER INTO A RODEO ARENA LEASE AGREEMENT BETWEEN LORI PARRISH AND THE TOWN OF DAVIE. (May 19, 1996; \$500 rental fee)

6.7 CONTRACT EXTENSION - A RESOLUTION OF THE TOWN OF DAVIE,

R-96-153 FLORIDA, ACCEPTING THE CONTRACT EXTENSION FOR EMPLOYEE LIFE INSURANCE COVERAGE AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT REVISION FOR SUCH SERVICE.

6.8 DAYCARE SERVICES - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH THE LIL' RASCALS ACADEMY FOR THE OPERATION OF DAYCARE SERVICES FOR TEACHER PLANNING DAYS, HOLIDAYS, WINTER AND SPRING BREAKS AND SUMMER MINI-CAMPS. (Town to receive for: teacher planning days and holidays - \$1.20 per participant; winter/summer breaks and mini-camps - \$6 per participant; Town also will receive an additional \$20 per participant per week for non-residents at Pine Island Community Center)

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- R-96-154 **6.9 CHANGE ORDER - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,**
AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT CHANGE ORDER FOR POTTER PARK ROADWAY IMPROVEMENTS. (Change Order No. 2 - increase of \$10,090.64)
- R-96-155 **6.10 FUNDRAISING PRODUCTS CONTRACT - A RESOLUTION OF THE**
TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH THE NORDIS NETWORK FOR FUNDRAISING PRODUCTS AND/OR SERVICES.
- R-96-156 **6.11 BALLFIELD PERMIT WAIVER - A RESOLUTION OF THE TOWN OF**
DAVIE, FLORIDA, AUTHORIZING THE TOWN OF DAVIE TO WAIVE BALLFIELD PERMIT AND LIGHT FEES FOR THE PERIOD OF MAY-AUGUST, 1996 FOR THE DAVIE GIRLS SOFTBALL, INC.
- R-96-157 **6.12 AMEND CLASS SPECIFICATIONS - A RESOLUTION OF THE TOWN OF**
DAVIE, FLORIDA, CREATING THE CLASS SPECIFICATION FOR PLANNING & ZONING MANAGER AND PLANNER II, RETITLING THE CLASS SPECIFICATION FOR ASSISTANT PLANNER TO PLANNER I AND DELETING THE CLASS SPECIFICATION FOR TOWN PLANNER IN THE NON-REPRESENTED PAY AND CLASSIFICATION PLAN AND TO BE IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT.
- R-96-158 **6.13 BID - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING**
THE BID FOR UNLEADED AND DIESEL FUELS, BROWARD CO-OP BID D-12-95-04-21. (BP Oil, Inc. and Truman Arnold Companies)

Ordinance - First Reading (Public Hearing to be held on June 5, 1996)

6.14 CODE AMENDMENT - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING SECTION 12-30, TABLE 12-32B OF THE CODE OF DAVIE ENTITLED, "TABLE OF PERMITTED USES (B) COMMERCIAL, OFFICE AND BUSINESS DISTRICTS", PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Bush asked that item 6.11 be removed from the Consent Agenda.

Town Clerk Reinfeld read the ordinance - first reading by title only. Mayor Venis advised that a public hearing on item 6.14 would be held on June 5, 1996.

Councilmember Kiar made a motion, seconded by Councilmember Santini, to approve the Consent Agenda without item 6.11 [item 6.8 was previously withdrawn]. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - yes; Councilmember Kiar - yes; and Councilmember Santini - yes. (Motion carried 5-0)

6.11 Ms. Pierce-Kent stated that participation in the girl's softball program had

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increased and with the recent improvements to the ballfield, a batting cage and shade for the spectators were to be added.

Will Allen, President of the Davie Girl's Softball, Inc., appreciated any consideration Council could provide. He added that he would like to utilize all nine Town fields for June 7-9, 1996 for a national qualifier tournament.

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Councilmember Bush made a motion, seconded by Councilmember Santini, to approve. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - yes; Councilmember Kiar - yes; and Councilmember Santini - yes. (Motion carried 5-0)

7. PUBLIC HEARINGS

Mayor Venis opened the public hearing portion of the meeting.

Ordinances - Second and Final Reading

7.1 CORRECTIVE REZONING - AN ORDINANCE OF THE TOWN OF DAVIE,

96-22 FLORIDA, AMENDING ORDINANCE NO. 96-1 WHICH WAS AN ORDINANCE CHANGING THE CLASSIFICATION OF CERTAIN LANDS WITHIN THE TOWN FROM O TO B-2; AMENDING THE ZONING MAP OF SAID TOWN TO COMPLY THERE WITH; AND PROVIDING AN EFFECTIVE DATE. (ZB 10-2-95, 3001 South University Drive)

Town Clerk Reinfeld read the ordinance by title.

Mayor Venis asked if anyone wished to speak for or against the ordinance. As no one spoke, the public hearing was closed.

Councilmember Bush made a motion, seconded by Councilmember Santini, to approve. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - yes; Councilmember Kiar - yes; and Councilmember Santini - yes. (Motion carried 5-0)

7.2 REZONING - ZB 4-2-96, Miller, Legg & Associates/Sun Bank of Ocala, as Trustee, southwest corner of SW 14 Street and SW 154 Avenue (AG to R-1) *Planning and Zoning Division approved; Planning and Zoning Board approved*

Mr. Webber explained the rules concerning the admission of evidence. Town Clerk Reinfeld swore in the witnesses. Michele Mellgren, Director of Development Services, read the planning report and stated that the following documents were to be included into the record: the application, the subject site map, planning report, and an aerial.

Wilson Atkinson, representing the petitioner, introduced the staff's report into evidence.

Mr. Webber asked if anyone wished to provide testimony in favor of or opposition to the rezoning. The following individuals spoke:

Michael Davenport, 14041 SW 22 Place, indicated that the application was more compatible with the surrounding area and hoped that the petitioner would continue to work with the residents.

Arthur Joseph, 13700 SW 18 Court, stated that this request had appeared before Council less than one year ago and questioned if this petition was allowed to be heard again. Mr. Webber advised that had recently Council waived this requirement. Ms. Mellgren explained the procedure.

Al Tyler, 8090 SW 19 Court, questioned the status of the lawsuit. Mr. Webber explained that the lawsuit was pending and had been abated.

Judy Paul, 14421 SW 24 Street, asked if horses would be allowed in this area and

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the residents were hoping there would be no deed restrictions on large animals.

Mr. Webber stated that the hearing was concluded and Council could deliberate.

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Councilmember Kiar made a motion, seconded by Councilmember Bush, to approve. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - yes; Councilmember Kiar - yes; and Councilmember Santini - yes. (Motion carried 5-0)

7.3 **VARIANCE - V 1-3-96, Chen, 10680 SW 40 Manor (A-1)** (to increase the allowable fence height from 6 feet to 10 feet along the south property line) (tabled from April 2, 1996) *Planning and Zoning Division approved subject to the planning report; Planning and Zoning Board approved subject to the planning report*

This item was tabled to July 17, 1996 previously in the meeting.

7.4 **PLANNING AND ZONING BOARD TABLED TO MAY 22, 1996; COUNCIL CAN TABLE TO JUNE 5, 1996**

VARIANCE - V 3-2-96, Orshefsky/K-2 Development, Ltd., southwest corner of SW 30 Street and University Drive (B-2)

This item was tabled to June 5, 1996 previously in the meeting.

7.5 **VARIANCE - V 4-1-96, Wickham/Brand, 6622, 6632-6634, 6642-6644 SW 48 Street (RM-10)** (to reduce the required side setback from 20 feet to 7.5 feet and to reduce the required building separation from 20 feet to 15 feet) *Planning and Zoning Division approved; Planning and Zoning Board approved*

As the petitioner was not present, Councilmember Santini made a motion, seconded by Councilmember Kiar, to table the item until June 5, 1996. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - yes; Councilmember Kiar - yes; and Councilmember Santini - yes. (Motion carried 5-0)

7.6 **PLANNING AND ZONING BOARD TABLED TO MAY 22, 1996; COUNCIL CAN TABLE TO JUNE 5, 1996**

VARIANCE - V 4-2-96, New Town Commerce Center, Ltd. 3801-4131 NW 47 Avenue (M-3)

This item was tabled to June 5, 1996 previously in the meeting.

7.7 **LAND USE PLAN AMENDMENT - LA BC 96-2, Rubin/Sunny Lakes, Inc., 5400 Griffin Road (from R-5 to RO and C)** *Town Council denied (3-2, April 17, 1996)*

This item was tabled to June 19, 1996 previously in the meeting.

Resolution

7.8 **A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ESTABLISHING "FAMILY POOL DAYS" AND SETTING FEES FOR THE PINE ISLAND POOL.** (pool members and children under 3 - no charge; 3 to 12 years old 50¢; 13 and older \$1; pool days are Memorial Day, Independence Day and Labor Day)

Town Clerk Reinfeld read the resolution by title. Ms. Pierce-Kent recommended that fees be lowered for residents for "pool days" and advised Council of some of the events. Councilmember Santini stated that she would like to see there be no charge for

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Independence Day.

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Mayor Venis asked if anyone wished to speak for or against the resolution. As no one spoke, the public hearing was closed.

Councilmember Santini made a motion, seconded by Councilmember Kiar, to approve item 7.8 with the amendment [no charge for Independence Day]. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - yes; Councilmember Kiar - yes; and Councilmember Santini - yes. (Motion carried 5-0)

8. RESOLUTION

8.1 A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO TRANSMIT A LAND USE PLAN AMENDMENT TO THE BROWARD COUNTY PLANNING COUNCIL WITH APPROPRIATE RECOMMENDATIONS; AND PROVIDING AN EFFECTIVE DATE. (LA BC 96-2, Rubin/Sunny Lakes, Inc.) *Town Council transmitted resolution denying amendment (3-2, April 17, 1996)*

This item was tabled to June 19, 1996 previously in the meeting.

9. APPOINTMENTS

9.1 Budget Advisory Committee (exclusive appointment: Councilmember Santini)

Councilmember Santini deferred this appointment until the next meeting.

10. DISCUSSION

10.1 Request from Boys and Girls Clubs of Broward County to Explore a Billboard Agreement Similar to Ones in Surrounding Cities to Assist in Securing Operating Funds for the Davie Club

An unidentified man (Tim Sheehan) advised that a request was being made for the Town to consider an agreement to allow continual support for the Boys and Girls Clubs in the community. He explained that the Club would receive \$8,000 per billboard, per year, per location with eight maximum locations and the money would go to the Davie facility. Mr. Sheehan advised that the agreement would be for 20 years with a Consumer Price Index increase after five years. He stated that the signs would be near the I-595/I-75 corridor.

Mayor Venis questioned if the Town had the discretion on the placement of the billboards. An unidentified woman (Allison Oliver) advised that there was a prospective list of possible areas and added that the vendor would have to comply with Florida State Statutes.

An unidentified man (Earl Morrall) stated that billboards were one way of obtaining funding for the Club.

Councilmember Santini questioned who approved the sites for the billboard. Mr. Morrall indicated that he thought that the sites would have to be approved with the Town with permits being issued.

Mr. Webber stated that if the Council wished to move forward on this matter, the Town's ordinances would have to be amended as the Town currently did not permit billboards. Councilmember Santini indicated that she wanted the ordinance to state that the billboards were for non-profit use. Mr. Webber indicated that the ordinance would provide for a limited exception with a limit of the number of billboards with the condition that a portion of the proceeds go to a charitable institution. Vice-Mayor Cox asked if the ordinance could include the specific locations of the billboards. Mr. Webber

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responded that the agreement could provide that the locations must be approved by Council.

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Councilmember Santini questioned if the agreement could include that if the Boys and Girls Club or the vendor defaulted, the ordinance was invalid. Mr. Webber replied negatively and explained that if there was a default, the ordinance on record provided that anyone would be entitled to comply as long the conditions were met.

Vice-Mayor Cox asked if the Boys and Girls Club defaulted, could the funding be provided to the Town for disposal to some other charitable organization. Mr. Webber replied that the agreement between the Boys and Girls Club and Gold Coast would need to be amended. Vice-Mayor Cox indicated that she thought this issue should be in the agreement.

Vice-Mayor Cox stated that even though the agreement provided that the Town was provided with free rent on the billboards, she asked what it would cost if the Town wanted to utilize one of the billboards for an ad. Ms. Oliver advised that the average cost to paint a billboard was \$1 to \$2 per square foot and there was a 30 day limit on an available basis.

Councilmember Kiar indicated that he liked the clause that did not allow obscene material. Councilmember Santini stated that she would like the agreement to also not allow cigarette and alcohol advertisements.

An unidentified woman (Judy Paul) was not opposed to the fundraiser but was concerned with setting a precedent as the Town did not currently allow billboards. Mr. Flatley indicated that the number of billboards could be limited to eight for the Boys and Girls Club only.

An unidentified man (Michael Davenport) indicated that there had to be another way to raise funds and indicated that the provisions in the ordinance were not legally enforceable. He asked that a precedent not be set and to not allow billboards.

Vice-Mayor Cox asked for the current height limitations on signs and the removal of obscene material be removed within 30 days instead of 60 days. She asked for an explanation on screening the billboard. Ms. Oliver responded that billboards were not installed where it would effect residential areas and the residents' opinion was sought.

Ms. Paul clarified that these billboards were going to advertise businesses with a portion of the monies going to the Boys and Girls Club.

Ms. Oliver stipulated that alcohol and tobacco ads would not be used.

An unidentified woman (Debbie Apolinario) wanted the ordinance to include the maximum number of signs.

Councilmember Bush made a motion, seconded by Councilmember Santini, for the Town Attorney to draft an ordinance to reflect the concerns of Council. Mr. Webber clarified that the ordinance would be a generic ordinance and would provide for an exception to the Town's prohibition of billboards to allow eight billboards, with a portion of the proceeds going to a charitable organization. He stated that the issues that Council had discussed would need to be incorporated in a separate agreement with the Boys and Girls Club and the sign company.

Vice-Mayor Cox stated that she did not want to guarantee eight sites and her orientation was the primary issue. She indicated that how the billboards blended with the community was an important issue on whether or not she approved the site. Council agreed.

In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - yes; Councilmember Kiar - yes; and Councilmember Santini - yes. (Motion carried 5-0)

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11. TOWN ADMINISTRATOR'S REPORT

No report was provided.

12. ADJOURNMENT

There being no objections or further business, the meeting was adjourned at 9:05 p.m.

APPROVED _____

Mayor/Councilmember

Town Clerk